

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

FILED
U.S. BANKRUPTCY COURT X
NORTHERN DISTRICT OF IOWA

MAY 23 1995

In re:

BERT A. JOHNSON,
d/b/a River City Bowl,

Chapter 7

BARBARA A. EVERLY, CLERK

Debtor.

Bankruptcy No. 93-40123XM

SUE JOHNSON,

Plaintiff,

Adversary No. 93-4136XM

vs.

BERT A. JOHNSON,
d/b/a River City Bowl,

Defendant.

JUDGMENT

The issues of this proceeding having been duly considered by the Honorable William L. Edmonds, United States Bankruptcy Judge, and a decision having been reached without trial or hearing, upon the Offer to Confess and Acceptance of the parties,

IT IS ORDERED AND ADJUDGED: that plaintiff Sue Johnson shall recover from defendant Bert A. Johnson the sum of \$110,630.14.

IT IS FURTHER ORDERED AND ADJUDGED: that this judgment is nondischargeable pursuant to 11 U.S.C. § 523(a)(2)(A).

IT IS FURTHER ORDERED AND ADJUDGED that plaintiff's claims under 11 U.S.C. § 727 and 11 U.S.C. § 523(a)(5) and 523(a)(2)(B) are dismissed.

Vol. V
Page 23



[Seal of the U.S. Bankruptcy Court]
Date of Issuance: May 23, 1995

BARBARA A. EVERLY
Clerk of Bankruptcy Court

By: *Larino Selya*
Deputy Clerk

IN THE UNITED STATES BANKRUPTCY COURT U.S. BANKRUPTCY COURT X
FOR THE NORTHERN DISTRICT OF IOWA NORTHERN DISTRICT OF IOWA

MAY 23 1995

IN RE:

BARBARA A. EVERLY, CLERK

BERT A. JOHNSON,
d/b/a River City Bowl,
Debtor.

Chapter 7

Bankruptcy No. 93-40123XM

SUE JOHNSON,
Plaintiff,

Adversary No. 93-4136XM

vs.

BERT A. JOHNSON,
d/b/a River City Bowl,
Defendant.

ORDER RE: OFFER TO CONFESS JUDGMENT AND ACCEPTANCE

On May 16, 1995, the parties filed a document entitled Offer to Confess Judgment whereby defendant Bert A. Johnson, pursuant to Fed.R.Civ.P. 68, offered to confess judgment in favor of plaintiff for the sum of \$100,000.00 plus interest to the date of acceptance of the offer. Acceptance of the offer by plaintiff Sue Johnson was part of the same document. The offer was made and accepted on May 12, 1995. The court held a telephone conference with counsel for the parties on May 23, 1995. James M. Stanton appeared for plaintiff; Roger L. Sutton appeared for defendant. The conference was not recorded by the court. The court asked the parties to clarify the date at which interest would accrue for calculation of the judgment. The parties agreed that interest would accrue at the rate of 10 per cent per annum beginning on May 1, 1994, to the date of the entry of judgment. The court calculates the judgment at \$110,630.14. Therefore, pursuant to the Offer to Confess and Acceptance and the oral stipulation of counsel,

IT IS ORDERED that plaintiff Sue Johnson shall recover from defendant Bert A. Johnson the sum of \$110,630.14.

IT IS FURTHER ORDERED that this judgment is nondischargeable pursuant to 11 U.S.C. § 523(a)(2)(A).

IT IS FURTHER ORDERED that plaintiff's claims under 11 U.S.C. § 727 and 11 U.S.C. § 523(a)(5) and 523(a)(2)(B) are dismissed.

The clerk of court shall enter judgment accordingly.

SO ORDERED ON THIS 23rd DAY OF MAY 1995.



William L. Edmonds, Chief Bankruptcy Judge

I certify that on 5/23/95 I mailed a copy of this order and a judgment by U.S. mail to: James Stanton, Roger Sutton and U.S. Trustee. *h*

United States Bankruptcy Court

NORTHERN District of IOWA

In re

Bert A. Johnson
d/b/a River City Bowl

Bankruptcy Case No. 93-40123XM

Debtor

Sue Johnson,

Plaintiff

v.
Bert A. Johnson d/b/a River City Bowl,
Defendant

Adversary Proceeding No. 93-4136XM

WRIT OF EXECUTION TO THE UNITED STATES MARSHAL

Name and Address of Judgment Creditor

Sue Johnson
211 North 8th Street
Clear Lake, IA 50428

Amount of Judgment:

\$ 110,630.14

Clerk's Fee:

\$ 0

Other Costs:

\$ 0

Interest From: 05/23/95

\$ 11,870.43

Costs of this writ:

\$ 0

vs.

Name and Address of Judgment Debtor

Bert Johnson
RFD
Mason City, IA 50401

TO THE UNITED STATES MARSHAL FOR THE NORTHERN **DISTRICT OF** IOWA **:**

You are directed to levy upon the property of the above named judgment debtor to satisfy a money judgment in accordance with the attached instructions.

TO THE JUDGMENT DEBTOR:

You are notified that federal and state exemptions may be available to you and that you have a right to seek a court order releasing as exempt any property specified in the marshal's schedule from the levy.

January 8, 1997

Date

Clerk of the Bankruptcy Court

George D. Prentice II

UNITED STATES MARSHAL'S RETURN

I received this writ on _____, and executed the same on _____
(date) (date)

United States Marshal

By: _____

Deputy Marshal


Recorded
Vol 1
Page 23

U.S. Department of Justice
United States Marshals Service

PROCESS REC PT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF Sue Johnson	FEB 28 1997	COURT CASE NUMBER Bankruptcy No. 93-40123XM
DEFENDANT Bert A. Johnson d/b/a River City	GEORGE D. PRENTICE, II, CLERK	TYPE OF PROCESS

SERVE  **AT**

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
J & W Distributing

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)
1603 South Pierce, Mason City, IA 50401

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

c/o Stanton & Sorensen ATTN: Sue Johnson 22 North Third Street Clear Lake, IA 50423	Number of process to be served with this Form - 285	
	Number of parties to be served in this case	
	Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold Fold

Please garnish Mr. Bert Johnson's wages, in accordance with U.S. Garnishment limits, and please levy upon all corporate securities of LZJ, Inc., an Iowa corporation, owned by the Debtor, Bert Johnson. Proceed with garnishment first. The Debtor's social security number is 434-40-0045.

Signature of Attorney or other Originator requesting service on behalf of: James A. Stanton	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (515) 357-2139	DATE 01/24/97
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No. 29	District to Serve No. 29	Signature of Authorized USMS Deputy or Clerk Stt Adv \$250.00	Date 2-21-97
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above) MAXINE GREEN	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service 2/26/97 Time 1:00 pm Signature of U.S. Marshal or Deputy Mark G.

Service Fee 100.00	Total Mileage Charges (including endeavors) 85.56	Forwarding Fee —	Total Charges 185.56	Advance Deposits 250.00	Amount owed to U.S. Marshal or — 0 —	Amount of Refund 64.44
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REMARKS:
2-26-97 1 Deputy 9:50 - 3:00 pm; 276 miles Round Trip MCC

PRIOR EDITIONS
MAY BE USED

1. CLERK OF THE COURT

FORM USM-200

Recorded
Vol. II
2-23

United States Bankruptcy Court

NORTHERN District of IOWA

In re

Bert A. Johnson
d/b/a River City Bowl

Bankruptcy Case No. 93-40123XM

Debtor

Sue Johnson,

Plaintiff

v.
Bert A. Johnson d/b/a River City Bowl,
Defendant

Adversary Proceeding No. 93-4136XM

WRIT OF EXECUTION TO THE UNITED STATES MARSHAL

Name and Address of Judgment Creditor

Sue Johnson
211 North 8th Street
Clear Lake, IA 50428

Amount of Judgment:

\$ 110,630.14

Clerk's Fee:

\$ 0

Other Costs:

\$ 0

Interest From: 05/23/95

\$ 11,870.43

Costs of this writ:

\$ 0

vs.

Name and Address of Judgment Debtor

Bert Johnson
RFD
Mason City, IA 50401

TO THE UNITED STATES MARSHAL FOR THE NORTHERN **DISTRICT OF** IOWA:

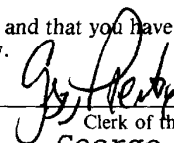
You are directed to levy upon the property of the above named judgment debtor to satisfy a money judgment in accordance with the attached instructions.

TO THE JUDGMENT DEBTOR:

You are notified that federal and state exemptions may be available to you and that you have a right to seek a court order releasing as exempt any property specified in the marshal's schedule from the levy.

January 8, 1997

Date



Clerk of the Bankruptcy Court
George D. Prentice II

UNITED STATES MARSHAL'S RETURN

I received this writ on _____, and executed the same on _____
(date) (date)

United States Marshal

By: _____
Deputy Marshal

UNITED STATES BANKRUPTCY COURT
IN THE NORTHERN DISTRICT OF IOWA

IN RE: BERT A. JOHNSON
D/B/A RIVER CITY BOWL,

DEBTOR,

SUE JOHNSON,

PLAINTIFF,

VS.

BERT A. JOHNSON D/B/A
RIVER CITY BOWL,

DEFENDANT.

BANKRUPTCY NO. 93-40123XM
ADVERSARY NO. 93-4136XM

NOTICE OF GARNISHMENT

TO THE ABOVE-NAMED DEFENDANT:

YOU ARE HEREBY NOTIFIED that a Garnishment was issued based on a Judgment against you and the Garnishment was served on J & W Distributing, 1603 South Pierce, Mason City, Iowa 50401 who has answered that it is indebted to you.

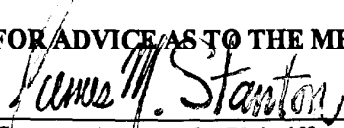
YOU ARE FURTHER NOTIFIED that unless you file a Motion, Answer or other appropriate pleading to contest the Garnishment within ten (10) days from the date of this Notice was served on you explaining why you think these funds are exempt from execution under state or federal law, a Court Order will be entered condemning the funds and the funds will be applied against the Judgment. Some examples of exempt funds may include social security benefits, A.F.D.C., general assistance, veteran's benefits, and unemployment compensation. These examples are not a complete list and are not meant to be.

ANY Motion, Answer or other pleading that you file to contest the Garnishment must be filed in the office of the Clerk of the United States Bankruptcy Court located at the United States Courthouse, Cedar Rapids, Iowa. If you file to contest the Garnishment, a prompt hearing will be set and you will be notified of the hearing. At the hearing, you should be ready to explain to the Judge why you believe your property is exempt from the Garnishment.

Section 642.14 of the Iowa Code requires that you be told the exact language of Section 630.3A of the Iowa Code. That Section reads:

"At any time after the rendition of judgment the Court, upon application of the judgment creditor or the judgment debtor and upon notice to the adverse party as the Court shall direct, shall conduct a hearing to determine the reasonably expected annual earnings of the Judgment Debtor for the current calendar year and the applicable limitation upon garnishment as provided in Section 642.21. The Court shall also consider in the interest of justice whether a greater amount than provided in Section 642.21 shall be exempt from garnishment. In making the determination, the Court shall consider the age, number and circumstances of the dependants of the Debtor, existing federal poverty guidelines, the Debtor's maintenance and support needs, the Debtor's other financial obligations and any other relevant information. An Order reducing the garnishment may be modified or vacated upon the application of a party to the Court, notice to the adverse party, and a showing at a hearing of changed circumstances. An additional filing fee shall not be assessed for proceedings under this Section."

YOU MAY WISH TO CONSULT A LAWYER FOR ADVICE AS TO THE MEANING OF THIS NOTICE.


James M. Stanton, Attorney for Plaintiff
STANTON & SORENSEN
22 North Third Street, Clear Lake, IA 50428
(515) 357-2139

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA

IN RE: BERT A. JOHNSON
D/B/A RIVER CITY BOWL,

DEBTOR,

SUE JOHNSON,

PLAINTIFF,

VS.

BERT A. JOHNSON D/B/A
RIVER CITY BOWL,

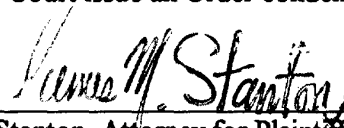
DEFENDANT.

BANKRUPTCY NO. 93-40123XM
ADVERSARY NO. 93-4136XM

APPLICATION/ORDER
CONDEMNING GARNISHED FUNDS

The undersigned states:

1. Execution was issued based on judgment in this case.
 2. Garnishment was served and the garnishee has either answered that after allowing all exemptions money is owed the Defendant named above, or turned over the funds.
 3. The notice of garnishment was served on _____ Defendant named above.
 4. A copy of that notice was proof of service on Defendant is on file.
 5. More than ten (10) days have passed since the notice of garnishment was served.
 6. No motion, answer or other pleading has been filed to contest the garnishment.
- WHEREFORE, PLAINTIFF PRAYS that the Court issue an Order condemning the funds.


James M. Stanton, Attorney for Plaintiff

ORDER

NOW, on this _____ day of _____, 1997, the Court finds the file shows that more than ten (10) years has passed since notice of garnishment was served and no pleading contesting the garnishment has been filed.

It is order that funds in the hands of the garnishee (or paid over to the Sheriff) as a result of the garnishment in the above case are condemned. If the garnished funds have not been paid over to the Sheriff, the garnishee _____ shall forthwith pay the funds over to the Sheriff. When garnished funds are received by the Sheriff in compliance with this Order (or if funds have been paid over under Iowa Code Section 642.10) the Sheriff shall deduct any cost of service due the Sheriff's Office, and forthwith pay over, the remaining funds to the Clerk of the United States Bankruptcy Court. The Clerk shall pay all remaining court costs, and shall credit the balance of the funds on the judgment and notify the Plaintiff or the Plaintiff's attorney that the funds are available to the Plaintiff.

Judge

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA

IN RE: BERT A. JOHNSON
D/B/A RIVER CITY BOWL,

DEBTOR,

SUE JOHNSON,

PLAINTIFF,

VS.

BERT A. JOHNSON D/B/A
RIVER CITY BOWL,

DEFENDANT.

BANKRUPTCY NO. 93-40123XM
ADVERSARY NO. 93-4136XM

NOTICE OF GARNISHMENT

TO THE ABOVE-NAMED DEFENDANT:

YOU ARE HEREBY NOTIFIED that a Garnishment was issued based on a Judgment against you and the Garnishment was served on J & W Distributing, 1603 South Pierce, Mason City, Iowa 50401 who has answered that it is indebted to you.


YOU ARE FURTHER NOTIFIED that unless you file a Motion, Answer or other appropriate pleading to contest the Garnishment within ten (10) days from the date of this Notice was served on you explaining why you think these funds are exempt from execution under state or federal law, a Court Order will be entered condemning the funds and the funds will be applied against the Judgment. Some examples of exempt funds may include social security benefits, A.F.D.C., general assistance, veteran's benefits, and unemployment compensation. These examples are not a complete list and are not meant to be.

ANY Motion, Answer or other pleading that you file to contest the Garnishment must be filed in the office of the Clerk of the United States Bankruptcy Court located at the United States Courthouse, Cedar Rapids, Iowa. If you file to contest the Garnishment, a prompt hearing will be set and you will be notified of the hearing. At the hearing, you should be ready to explain to the Judge why you believe your property is exempt from the Garnishment.

Section 642.14 of the Iowa Code requires that you be told the exact language of Section 630.3A of the Iowa Code. That Section reads:

"At any time after the rendition of judgment the Court, upon application of the judgment creditor or the judgment debtor and upon notice to the adverse party as the Court shall direct, shall conduct a hearing to determine the reasonably expected annual earnings of the Judgment Debtor for the current calendar year and the applicable limitation upon garnishment as provided in Section 642.21. The Court shall also consider in the interest of justice whether a greater amount than provided in Section 642.21 shall be exempt from garnishment. In making the determination, the Court shall consider the age, number and circumstances of the dependants of the Debtor, existing federal poverty guidelines, the Debtor's maintenance and support needs, the Debtor's other financial obligations and any other relevant information. An Order reducing the garnishment may be modified or vacated upon the application of a party to the Court, notice to the adverse party, and a showing at a hearing of changed circumstances. An additional filing fee shall not be assessed for proceedings under this Section."

YOU MAY WISH TO CONSULT A LAWYER FOR ADVICE AS TO THE MEANING OF THIS NOTICE.


James M. Stanton, Attorney for Plaintiff
STANTON & SORENSEN
22 North Third Street, Clear Lake, IA 50428
(515) 357-2139

DEC 02 1997

GEORGE D. PRENTICE, II, CLERK

**UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA**

IN RE: BERT A. JOHNSON,
D/B/A RIVER CITY BOWL,

DEBTOR.

BANKRUPTCY NO. 93-40123XM
ADVERSARY NO. 93-4136XM

SUE JOHNSON,

PLAINTIFF,

VS.

BERT A. JOHNSON D/B/A
RIVER CITY BOWL,

DEFENDANT.

PRAECIPE FOR EXECUTION

**TO: THE CLERK OF THE BANKRUPTCY COURT, NORTHERN DISTRICT OF
IOWA**

You will issue a General Execution for Cerro Gordo County, Iowa in the case of "Sue
Johnson vs. Bert A. Johnson", Bankruptcy No. 93-40123XM.

Judgment for the Plaintiff
Date of Judgment - May 12, 1995
Judgment Amount - \$110,630.14
Interest Rate - Legal Rate Per Annum
Date Interest Effective From - May 23, 1995

Payment Mailing Information:

Stanton & Sorensen
ATTN: James M. Stanton
22 North Third Street
Clear Lake, IA 50428

STANTON & SORENSEN
ATTORNEYS FOR PLAINTIFF
22 North Third Street
Clear Lake, IA 50428
(515) 357-2139
(515) 357-6698 (FAX)
PIN #000005237

BY: _____

James M. Stanton

Recorded,
Vol. 5
Page 23

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

NOV 26 1997

GEORGE D. PRENTICE, II

STANTON & SORENSEN

Attorneys at Law

EDWARD R. BOYLE (1905-1990)
LOUIS E. SCHULER (RETIRED)

JAMES M. STANTON
JOHN G. SORENSEN

22 North Third Street
Clear Lake, Iowa 50428

(515) 357-2139
(515) 357-2130
(515) 357-2282
Fax (515) 357-6698
E-mail at:
stantonandsorensen
@willowtree.com

November 23, 1997

U.S. Bankruptcy Clerk
Ground Transportational Center
425 Second Street SE
P.O.Box 74890
Cedar Rapids, IA 52407

RE: **SUE JOHNSON VS. BERT JOHNSON D/B/A RIVER CITY BOWL**
BANKRUPTCY NO. 93-40123XM/ADVERSARY NO. 93-4136XM

Dear Sir/Madam:

Enclosed please find an PRAECIPE FOR EXECUTION and APPLICATION/ORDER CONDEMNING GARNISHED FUNDS. A General Execution should be issued in this matter and returned to me so that I may have the Cerro Gordo County, Iowa Sheriff commence garnishment proceedings.

If you have any questions or concerns regarding this matter, please do not hesitate to contact me at the telephone number shown on this letterhead.

Very truly yours,

STANTON & SORENSEN

James M. Stanton
James M. Stanton

JMS:jal
Enclosures

E E 62f
-5291

*- returned w/ out of Escrow
form*

United States Bankruptcy Court

NORTHERN

District of IOWA

In re

Bert A. Johnson d/b/a
River City Bowl

Bankruptcy Case No. 93-40123XM

Debtor

Sue Johnson,

Plaintiff

v.
Bert A. Johnson d/b/a River City Bowl,
Defendant

Adversary Proceeding No. 93-4136XM

WRIT OF EXECUTION TO THE UNITED STATES MARSHAL

Name and Address of Judgment Creditor

Sue Johnson
211 North 8th Street
Clear Lake, IA 50428

vs.

Name and Address of Judgment Debtor

Bert Johnson
RFD
Mason City, IA 50401

Amount of Judgment:

\$ 110,630.14

Clerk's Fee:

\$ 0.00

Other Costs:

\$ 0.00

Interest From: 05/23/95

\$ 128,834.17 (Interest at 6.280% through
01/06/98)

Costs of this writ:

\$ 0.00

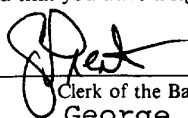
TO THE UNITED STATES MARSHAL FOR THE NORTHERN **DISTRICT OF** IOWA **:**

You are directed to levy upon the property of the above named judgment debtor to satisfy a money judgment in accordance with the attached instructions.

TO THE JUDGMENT DEBTOR:

You are notified that federal and state exemptions may be available to you and that you have a right to seek a court order releasing as exempt any property specified in the marshal's schedule from the levy.

January 15, 1998
Date


Clerk of the Bankruptcy Court
George D. Prentice, II

UNITED STATES MARSHAL'S RETURN

I received this writ on _____, and executed the same on _____
(date) (date)

United States Marshal

By: _____
Deputy Marshal

Recorded
Nov 12 1998
1-15-98

original to Htg Comm, Stanton, 22 N 3rd St
Clear Lake, Ia 1-15-98 mty

United States Bankruptcy Court

NORTHERN

District of IOWA

In re

Bert A. Johnson d/b/a
River City Bowl

Bankruptcy Case No. 93-40123XM

Debtor

Sue Johnson

Plaintiff

v.
Bert A. Johnson d/b/a River City Bowl
Defendant

Adversary Proceeding No. 93-4136XM

WRIT OF EXECUTION TO THE UNITED STATES MARSHAL

Name and Address of Judgment Creditor

Sue Johnson
211 North 3th Street
Clear Lake, IA 50423

Amount of Judgment:

\$ 110,630.14

Clerk's Fee:

\$ 0.00

Other Costs:

\$ 0.00

Interest From: 05/23/95

\$ 137,622.07

Costs of this writ:

\$ 0.00

vs.

Name and Address of Judgment Debtor

Bert Johnson
RFD
Mason City, IA 50401

TO THE UNITED STATES MARSHAL FOR THE NORTHERN **DISTRICT OF** IOWA:

You are directed to levy upon the property of the above named judgment debtor to satisfy a money judgment in accordance with the attached instructions.

TO THE JUDGMENT DEBTOR:

You are notified that federal and state exemptions may be available to you and that you have a right to seek a court order releasing as exempt any property specified in the marshal's schedule from the levy.

November 18, 1998

Date

George D. Prentice, II
Clerk of the Bankruptcy Court
George D. Prentice, II

UNITED STATES MARSHAL'S RETURN

I received this writ on _____, and executed the same on _____.
(date) (date)

United States Marshal

By: _____

Deputy Marshal

assigned to James Stanton, ally for call

*Recorded
Vol 1-5
p. 27*

U.S. Department of Justice
United States Marshals Service

PROCESS RETURN AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF Sue Johnson	COURT CASE NUMBER Bankruptcy No. 93-40123XM
DEFENDANT Bert A. Johnson d/b/a River City Bowl	TYPE OF PROCESS Garnishment of wages - civil process
SERVE ➡ AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN J & W Distributing ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 1603 South Pierce, Mason City, IA 50401

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		Number of process to be served with this Form - 285
c/o Stanton & Sorensen ATTN: Sue Johnson 22 North Third Street Clear Lake, IA 50428		Number of parties to be served in this case
U.S. BANKRUPTCY COURT NORTHERN DISTRICT OF IOWA DEC 08 1998		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):
Fold

Garnish to the full extent of Plaintiff's judgment and interest any wages of employee, Bert Johnson, from J & W Distributing, 1603 South Pierce, Mason City, IA 50401, as well as any wages, or monies owed Bert Johnson, by J & W Distributing, 1603 South Pierce, Mason City, Iowa 50401, if his relationship with that organization is one of independent contractor rather than employee.

Signature of Attorney or other Originator requesting service on behalf of: <u>James M. Stanton</u>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (515) 357-2139	DATE 10/27/98
---	---	------------------------------------	------------------

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process No. 29	District of Origin No. 29	District to Serve No. 29	Signature of Authorized USMS Deputy or Clerk Sgt Adv = \$150.00	Date 11-27-98
---	-------------------------	------------------------------	-----------------------------	--	------------------

I hereby certify and return that I ☒ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks": the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above) SERVED ON JIM WANER COMPANY MANAGER	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service 12-02-98
	Time 9:10 am
	Signature of U.S. Marshal or Deputy Judy Hancock

Service Fee \$ 80.00	Total Mileage Charges (including endeavors) 192 - \$62.40	Forwarding Fee	Total Charges \$ 142.40	Advance Deposits	Amount owed to U.S. Marshal or \$ 142.40	Amount of Refund
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REMARKS:
MR WANER SAID THE DEFENDANT DID NOT WORK THERE AND NEVER WAS - STATED HE WAS GOING TO THROW PAPERS IN TRASH.

Recorded
Vol II
Page 23

United States Bankruptcy Court

NORTHERN

District of IOWA

In re

Bert A. Johnson d/b/a
River City Bowl

Bankruptcy Case No. 93-40123XM

Debtor

Sue Johnson

Plaintiff

v.
Bert A. Johnson d/b/a River City Bowl
Defendant

Adversary Proceeding No. 93-4136XM

WRIT OF EXECUTION TO THE UNITED STATES MARSHAL

Name and Address of Judgment Creditor

Sue Johnson
211 North 3th Street
Clear Lake, IA 50423

Amount of Judgment:

\$ 110,630.14

Clerk's Fee:

\$ 0.00

Other Costs:

\$ 0.00

Interest From: 05/23/95

\$ 137,622.07

Costs of this writ:

\$ 0.00

vs.

Name and Address of Judgment Debtor

Bert Johnson
RFD
Mason City, IA 50401

TO THE UNITED STATES MARSHAL FOR THE NORTHERN **DISTRICT OF** IOWA:

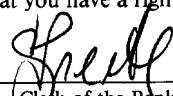
You are directed to levy upon the property of the above named judgment debtor to satisfy a money judgment in accordance with the attached instructions.

TO THE JUDGMENT DEBTOR:

You are notified that federal and state exemptions may be available to you and that you have a right to seek a court order releasing as exempt any property specified in the marshal's schedule from the levy.

November 18, 1998

Date


Clerk of the Bankruptcy Court
George D. Prentice, II

UNITED STATES MARSHAL'S RETURN

I received this writ on _____, and executed the same on _____.
(date) (date)

United States Marshal

By: _____
Deputy Marshal

STANTON & SORENSEN
Attorneys at Law

RECEIVED
JUL 27 2001

JAMES M. STANTON
JOHN G. SORENSEN

EDWARD R. BOYLE (1905-1990)
LOUIS E. SCHULER (RETIRED)

22 North Third Street
Clear Lake, Iowa 50428

(641) 357-2139
(641) 357-2130
(641) 357-2282
Fax (641) 357-6698
E-mail at:
sands@rconnect.com

July 26, 2001

Sean McVoy/Bankruptcy Clerk of Court
425 Second Street SE
P.O. Box 74890
Cedar Rapids, IA

Dear Mr. McVoy:

May I prevail upon you to sign and return all copies of the enclosed Writ of Execution?

A return envelope is enclosed for your convenience.

Very truly yours,

STANTON & SORENSEN

James M. Stanton

JMS:cln
Enc.

United States Bankruptcy Court
NORTHERN District of IOWA

In re

Bert A. Johnson
d/b/a River City Bowl

Bankruptcy Case No. 93-40123XM

Debtor

Sue Johnson

Plaintiff

✓ Bert A. Johnson d/b/a River City Bowl

Adversary Proceeding No. 93-4136XM

Defendant

WRIT OF EXECUTION TO THE CERRO GORDO COUNTY, IOWA SHERIFF

Name and Address of Judgment Creditor Sue Johnson 211 North 8th Street Clear Lake, IA 50428
--

vs.

Name and Address of Judgment Debtor Bert Johnson 15756 Aspruce Ave. Mason City, IA 50401

Amount of Judgment:

\$ 110,630.14

Clerk's Fee:

\$ 0

Other Costs:

\$ 0

Interest From: 5/23/95

\$ 32,500.00

Costs of this writ:

\$ Unknown

TO THE Sheriff

FOR THE Cerro Gordo County DISTRICT OF

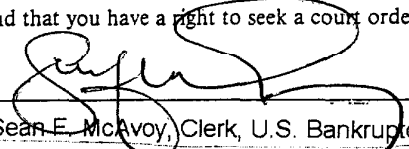
You are directed to levy upon the property of the above named judgment debtor to satisfy a money judgment in accordance with the attached instructions.

TO THE JUDGMENT DEBTOR:

You are notified that federal and state exemptions may be available to you and that you have a right to seek a court order releasing as exempt any property specified in the marshal's schedule from the levy.

July 27, 2001

Date


Sean E. McAvoy, Clerk, U.S. Bankruptcy Court

CERRO GORDO CO. IOWA SHERIFF

RETURN

I received this writ on _____, and executed the same on _____
(date) (date)

Cerro Gordo Co. Sheriff

By: _____

Brought to the Court

7/27/01

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FEB 07 2002

SEAN F McAVOY
CLERK

IN THE UNITED STATES BANKRUPTCY COURT
IN AND FOR THE NORTHERN DISTRICT OF IOWA

IN RE: *
BERT A. JOHNSON, * BANKRUPTCY NO. 93-40123XM
D/B/A RIVER CITY BOWL, *
DEBTOR *

SUE JOHNSON, *
Plaintiff, * ADVERSARY PROCEEDING NO.
93-4136XM

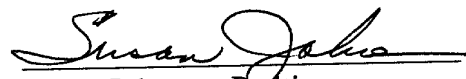
vs. *

BERT A. JOHNSON, * ASSIGNMENT OF US
D/B/A RIVER CITY BOWL, * BANKRUPTCY COURT
Defendant. * JUDGMENT RIGHTS

COMES NOW, Petitioner, Susan Johnson, and, for valuable consideration received, herein sells, bargains, assigns, and transfers unto Clear Lake Bank & Trust Company, Clear Lake, Iowa all right, title, and interest in and to a judgment rendered in the United States Bankruptcy Court for the Northern District of Iowa, in her favor, on May 23, 1995 and in an US Bankruptcy Court Adversary Proceeding entitled "Sue Johnson, Plaintiff vs. Bert A. Johnson, d/b/a River City Bowl, Defendant, in the case No. 93-40123XM of Bert A. Johnson, d/b/a River City Bowl" said Adversary Proceeding indexed as US Bankruptcy Court Adversary number 93-4136XM, Petitioner's US Bankruptcy Court judgment in the principal amount of one hundred and ten thousand dollars (\$110,000.00).

FURTHER, this Assignment includes a transfer of all of Plaintiff's right, title, and interest in and to the within Judgment as that Judgment was transcribed to the Cerro Gordo County, Iowa District Court as transcript 5493, said transcript appearing in Docket 3, page 60, records of the Cerro Gordo County, Iowa District Court Clerk.

DATED at Clear Lake, Iowa this 29 day of January, 2002.


Susan Johnson, Petitioner